



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

here application of:

Wen-Cheng TSENG et al.

Group Art Unit: 2182

Serial No.: 10/805,233

Examiner: Eron J. Sorrell

Filed: March 22, 2004

Atty. Docket No.: 58268.00370

For: NETWORK DEVICE HAVING A FLEXIBLE EEPROM FOR SETTING
CONFIGURATION SETTINGS

TERMINAL DISCLAIMER UNDER 37 CFR 1.321(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Petitioner, BROADCOM CORPORATION, having its place of business at 16215 Alton Parkway, Irvine, California, represents that it is the assignee and owner of all right, title and interest in and to U. S. Patent Application Serial No. 10/805,233, filed March 22, 2004, for NETWORK DEVICE HAVING A FLEXIBLE EEPROM FOR SETTING CONFIGURATION SETTINGS, the assignment for the application being recorded in the Patent and Trademark Office on April 10, 2002 at Reel 012787, Frame(s) 0130. Petitioner is also the assignee of all right, title, and interest in and to U. S. Patent No. 6,738,833, issued May 18, 2004, the Assignment for the patent being recorded in the Patent and Trademark Office on May 15, 2002 at Reel 012900, Frame 0555.

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Petitioner hereby disclaims the terminal part, if any, of any patent granted on application Serial No. 10/805,233, which would extend beyond the expiration date of United

States Patent No. 6,738,833 issued May 18, 2004, and hereby agrees that any patent so granted on application Serial No. 10/805,233, shall be enforceable only during such period that the legal title to such patent shall be the same as the legal title to United States Patent No. 6,738,833, this agreement to run with any patent granted on the application, Serial No. 10/805,233, and to be binding on its grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,738,833 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(c), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned on behalf of petitioner, BROADCOM CORPORATION, hereby states and declares that I have the authority to execute this Terminal Disclaimer on behalf of the petitioner.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

BROADCOM CORPORATION

Date: _____

3/28/07

By: _____


(Signature)

DEE HENDERSON
(Name)

SR MGR., IP ADMINISTRATION
(Title)